

# PILES USED FOR STORAGE OR TREATMENT



## UPDATING THE “350” RULE

Solid Waste Handling Standards, Chapter 173-350 of the Washington Administrative Code, is a regulation addressing waste management issues as diverse as used tires, surface impoundments, and incineration.

These rules govern how individuals, businesses and governments can manage solid waste, what materials can be recycled, when permits are required, and many other technical details.

Updating the rule allows Ecology to address emerging issues, look for ways to improve its effectiveness and get feedback from stakeholders.



## Section 320 — Piles used for storage or treatment

The piles section of the 350 rule provides applicability and requirements associated with the storage, treatment, or recycling of solid wastes in piles.

The applicability section was completely rewritten in the preliminary draft language. The current version allows certain materials to be in place for a certain amounts of time before a permit is required.

In practice, this meant that a facility that always has piles of solid wastes onsite to not meet most piles requirements if one pile was removed and a new pile started before the time threshold was exceeded.

The new version attempts to fix this problem by requiring a permit for facilities that have piles of solid waste onsite on an ongoing basis.

The part of the applicability section that describes when the piles section is *not* applicable was expanded to better clarify where and when the piles standards would or would not be applied.

## Exemptions

The piles section has expanded the amount and types of conditional exemptions from permitting available. However, these exemptions are generally only for temporary piles of limited amounts of solid waste.

The current version of the piles section did not require notification or reporting for certain types of conditional exemptions. This made it difficult to ascertain whether the facility was in compliance with its conditional exemption. The new language being proposed will require notification and reporting for most conditionally exempt pile facilities.

The inert waste exemption volume to qualify for a conditional exemption was raised from 250 cubic yards to 2,000 cubic yards in order to be consistent with the applicability section of inert waste landfills.



## Contacts

You can find documents, schedules and other information on our website:  
[www.ecy.wa.gov/programs/swfa/rules/wac173350/1308ov.html](http://www.ecy.wa.gov/programs/swfa/rules/wac173350/1308ov.html)

To be kept up to date on developments in the 350 rulemaking, please subscribe to our ListServ at the link above.

For questions on Section 320, "Piles Used for Storage or Treatment," contact Al Salvi, environmental specialist with Waste 2 Resources:

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## Special accommodations

To request ADA accommodation for disabilities, or printed materials in a format for the visually impaired, call Ecology at 360-407-6900 or visit <http://www.ecy.wa.gov/accessibility.html>. Persons with impaired hearing may call Washington Relay Service at 711. Persons with speech disability may call TTY at 877-833-6341.

## What this means for local health departments

Due to the changes with applicability and conditional exemptions, Ecology would anticipate an increased workload for local health departments because more permits may need to be issued.

Additionally, Ecology would anticipate the regulated community to have increased expenses when a currently exempt facility upgrades to meet the requirements of a permitted facility, such as installing a pad and leachate collection system.



## Public input

After releasing a draft version of the revised 350 rule, Ecology will hold informal workshops to educate interested persons about the proposed changes. Feedback during this informal process may result in changes to the draft rule.

In September 2016, Ecology plans to formally announce proposed revisions. This will begin a formal comment period, including hearings where stakeholders can comment on the changes and ask questions that will be answered in the official rulemaking documents. Ecology hopes to adopt changes to the rule in the spring of 2017.

## 350 rule update schedule (dates subject to change)

Now	Draft rule available
July 21	Informal workshop—Lacey
July 26	Informal workshop—Ellensburg
July 27	Informal workshop—Spokane
Sept. 6	Informal comments due
December	Proposed rule filed